

RESOLUTION NO. 2014-001

A RESOLUTION OF THE CITY COUNCIL OF FONTANA AMENDING RESOLUTION NO. 2013-062 REQUESTING THAT THE LOCAL AGENCY FORMATION COMMISSION (LAFCO) INITIATE PROCEEDINGS FOR THE ANNEXATION OF THE ALMOND AVENUE ANNEXATION AREA CONSISTING OF APPROXIMATELY 486 ACRES AND BOUND BY THE 1-10 FREEWAY TO THE NORTH, MULBERRY AVENUE TO THE WEST, AND ALMOND AVENUE TO THE EAST WITHIN FONTANA'S SPHERE OF INFLUENCE, UNDER ANNEXATION NO. 173.

WHEREAS, the City of Fontana desires to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Section 56000 of the California Government Code, for the annexation of that unincorporated property that is presently within the City's sphere of influence; and

WHEREAS, the territory proposed to be annexed consists of industrial and residential land uses, and a description of the boundaries of the territory is set forth in Exhibit A attached hereto and by this reference incorporated herein; and

WHEREAS, this proposal is consistent with the Sphere of Influence of the affected city; and

WHEREAS, it is desired to provide that the proposed annexation be subject to the following terms and conditions:

The following services and improvements will be financed by general tax revenues of the City of Fontana: police, fire, recreation, street and street tree maintenance. The following services and improvements will be financed by on-going service charges to users of said service: sewer and solid waste disposal services. The following services and improvements will be financed and installed by the owners/subdividers: sewer lines, streets and related improvements.

The City of Fontana will provide the following urban services to the subject site property as they become available upon completion of the annexation process: sewer, police, planning and building inspection services; recreation and park, street and street tree maintenance; street cleaning; and

WHEREAS, the reason for this proposed annexation is as follows:

To insure the orderly long range planning and development of the area

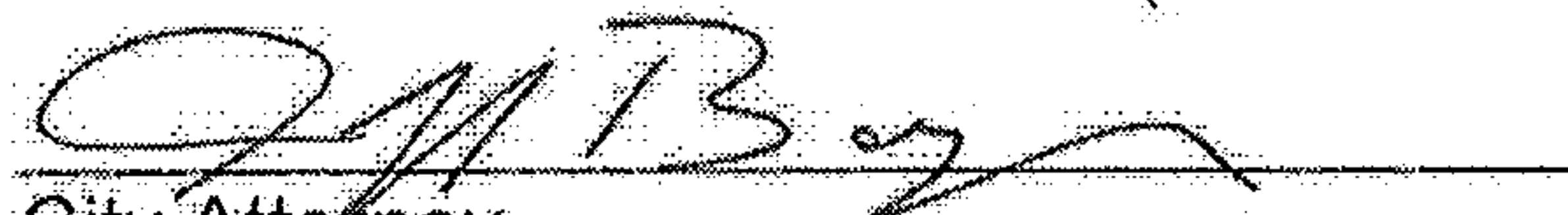
and provide for more effective municipal services to residents; and,

WHEREAS, the City of Fontana acknowledges and agrees to the LAFCO requirement for imposing legal indemnification as outlined in Policy Nos. 10 and 11 of Accounting and Financial Division of its Policy and Procedure Manual adopted August 2012.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Fontana that the Local Agency Formation Commission of San Bernardino County is hereby requested to proceed with the annexation of territory as described in Exhibit A according to the terms and conditions stated above and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

APPROVED AND ADOPTED this 14th day of January, 2014.

READ AND APPROVED AS TO LEGAL FORM:


City Attorney

I, Tonia Lewis, City Clerk of the City of Fontana, California, do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the City Council at a regular meeting thereof, held on the 14th day of January, 2014 by the following vote to wit:

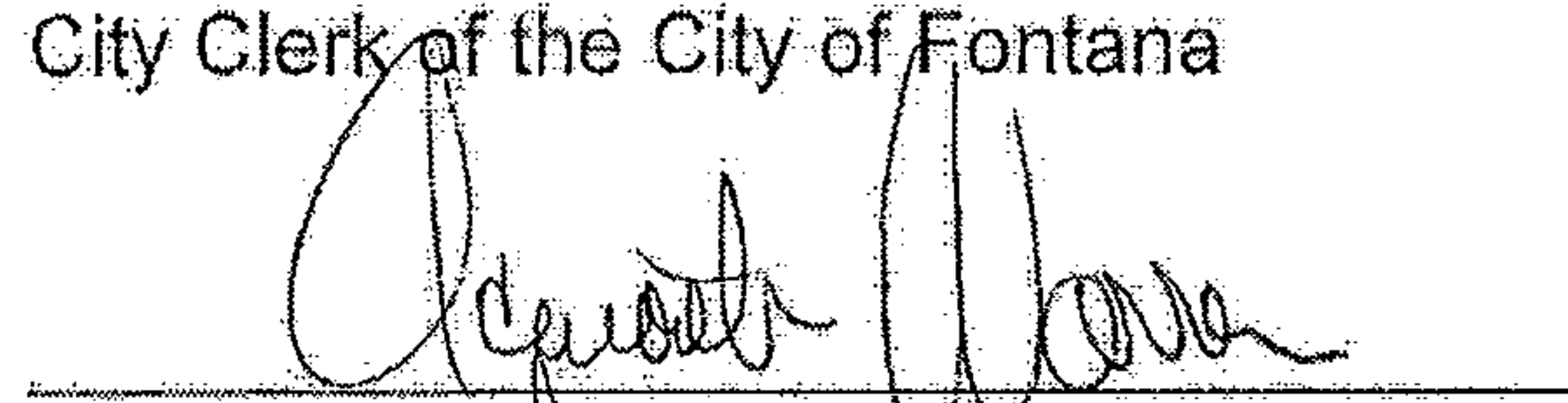
AYES: Mayor Warren, Mayor Pro Tem Roberts and Council Members Tahan, Wibert and Sandoval

NOES:

ABSENT:

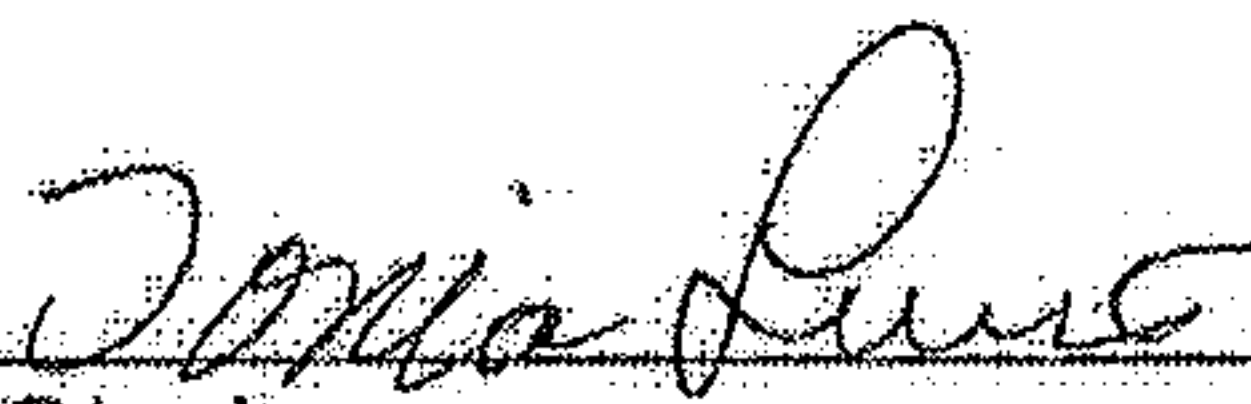
ABSTAIN:


City Clerk of the City of Fontana


Mayor of the City of Fontana

Resolution No. 2014-001

ATTEST:



City Clerk

LAFCO
CITY OF FONTANA ANNEXATION NO. 173

ALL THAT PROPERTY SITUATED IN SECTIONS 22 AND 27, TOWNSHIP 1 SOUTH, RANGE 6 WEST, SAN BERNARDINO BASE AND MERIDIAN, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EXISTING BOUNDARY OF THE CITY OF FONTANA, BEING THE INTERSECIION OF THE CENTERLINE OF MULBERRY AVENUE, AND THE WESTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOT 1064 OF SEMI-TROPIC LAND AND WATER COMPANY SUBDIVISION, AS PER PLAT RECORDED IN BOOK 11 OF MAPS, PAGE 12, RECORDS OF SAN BERNARDINO, CALIFORNIA, SAID POINT ALSO BEING THE GENERAL NORTHWESTERLY CORNER OF ANNEXATION NO. 168 (ISLAND NO. 3), LAFCO 3048B;

1) THENCE EASTERLY ALONG THE NORTHERLY LINE OF SAID ANNEXATION NO. 168 (ISLAND NO. 3), AND THE SOUTHERLY LINE OF SAID LOT 1064 AND ITS EASTERLY PROLONGATION TO THE CENTERLINE OF CALABASH AVENUE;

2) THENCE ALONG THE CENTERLINE OF SAID CALABASH AVENUE, AND THE GENERAL WESTERLY LINE OF SAID ANNEXATION NO. 168 (ISLAND NO. 3), TO THE WESTERLY PROLONGATION OF THE NORTH LINE OF LOT 1063 OF SAID SEMI-TROPIC LAND AND WATER COMPANY SUBDIVISION;

3) THENCE ALONG SAID WESTERLY PROLONGATION AND THE NORTH LINE OF SAID LOT 1063 AND LOT 1062 AND ITS EASTERLY PROLONGATION, AND THE NORTHERLY LINE OF SAID ANNEXATION NO. 168 (ISLAND NO. 3) TO A POINT OF INTERSECTION WITH THE CENTERLINE OF ALMOND AVENUE, SAID POINT BEING THE WESTERLY LINE OF THE EXISTING BOUNDARY OF THE CITY OF FONTANA AS ESTABLISHED BY ANNEXATION NO. 168 (ISLAND AREA NO. 1), LAFCO 3048, SAID POINT BEING THE NORTHEASTERLY CORNER OF SAID ANNEXATION 168 (ISLAND NO. 3);

4) THENCE ALONG THE CENTERLINE OF ALMOND AVENUE, AND THE WESTERLY LINE OF SAID ANNEXATION NO. 146 (ISLAND AREA NO. 1), AND THE WESTERLY LINE OF ANNEXATION NO. 168 (ISLAND AREA NO. 2) LAFCO 3048, AND THE WESTERLY LINE OF ANNEXATION NO. 112, LAFCO 2273 TO THE CENTERLINE OF SLOVER AVENUE, SAID POINT ALSO BEING THE SOUTHEASTERLY CORNER OF ANNEXATION NO. 112, LAFCO 2273;

5) THENCE WESTERLY ALONG THE CENTERLINE OF SLOVER AVENUE AND THE SOUTHERLY LINE OF SAID ANNEXATION NO. 112 TO THE SOUTHWESTERLY CORNER OF SAID ANNEXATION NO. 112;

6) THENCE LEAVING SAID CENTERLINE NORTHERLY ALONG THE WESTERLY LINE OF SAID ANNEXATION NO. 112, TO THE SOUTHERLY RIGHT OF WAY OF SOUTHERN PACIFIC RR RW, AND THE SOUTHERLY LINE OF ANNEXATION NO. 168 (ISLAND AREA NO. 28), LAFCO 3048;

EXHIBIT "A"


7) THENCE WESTERLY ALONG THE SOUTHERLY RIGHT OF WAY OF SOUTHERN PACIFIC RR RW, AND THE SOUTHERLY LINE OF ANNEXATION NO. 168 (ISLAND AREA NO. 28) TO THE SOUTHWESTERLY CORNER OF SAID ANNEXATION NO. 168 (ISLAND AREA NO. 28);

8) THENCE NORTHERLY ALONG THE WESTERLY LINE OF SAID ANNEXATION NO. 168 (ISLAND AREA NO. 28) TO THE CENTERLINE OF THE INTERSTATE 10 FREEWAY;

9) THENCE IN A WESTERLY DIRECTION ALONG SAID CENTERLINE OF INTERSTATE 10 TO THE INTERSECTION WITH THE NORTHERLY PROLONGATION OF MULBERRY AVENUE, SAID POINT BEING THE NORTHEASTERLY CORNER OF ANNEXATION NO. 124, LAFCO NO. 2401;

10) THENCE SOUTH SOUTHERLY ALONG SAID CENTERLINE OF MULBERRY STREET AND THE EASTERLY LINE OF SAID ANNEXATION NO. 124 TO THE POINT OF BEGINNING.

CONTAINING 486 ACRES MORE OR LESS


JOHN R. DUQUETTE S. 7566
EXP. 12/31/2013

